

NOV 16 2004



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**FACSIMILE TRANSMITTAL SHEET**

<b>TO:</b> MAIL STOP AF	<b>FROM:</b> Kenneth F. Smolik
<b>COMPANY:</b> USPTO	<b>DATE:</b> November 16, 2004
<b>FAX NO.:</b> (703) 872-9306	<b>TOTAL NO. OF PAGES:</b> (including cover sheet) 10
<b>YOUR REFERENCE NO.:</b> 09/868,667	<b>OUR REFERENCE (C/M) NO.:</b> 005222.00179

**RE:** In re: Appln. Of Lannert  
Appln. No. 09/868,667  
Filed: September 4, 2001  
For: A GOAL BASED SYSTEM TAILORED TO THE CHARACTERISTICS OF A PARTICULAR USER

**OFFICIAL FAX**

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<b>NAME:</b> Jasmin Santoyo	<b>PHONE:</b> 312-463-5560
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**COMMENTS:**

REQUEST TO RECONSIDER IN RESPONSE TO FINAL OFFICE ACTION MAILED AUGUST 16, 2004

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/868,667
	Filing Date	September 4, 2001
	First Named Inventor	Eric Jeffrey Lannert
	Art Unit	2121
	Examiner Name	Starks, Wilbert L.
Total Number of Pages in This Submission	Attorney Docket Number	005222.00179

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferer Cases <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Cover Sheet
Remarks: The Commissioner is authorized to debit or credit any deficiencies or overpayments from our Deposit Account No. 19-0733.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Kenneth F. Smolik Reg. No. 44,344
Signature	<i>Kenneth F. Smolik</i>
Date	November 16, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Kenneth F. Smolik	Date	November 16, 2004
Signature	<i>Kenneth F. Smolik</i>		

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
(Attorney Docket No. 005222.00179)

In re U.S. Patent Application of Lannert, et. al.	)	
	)	
Application No. 09/868,667	)	Examiner: Starks, Wilbert L
	)	
Filed: September 4, 2001	)	Group Art Unit: 2121
	)	
For: A Goal Based System Tailored to the Characteristics of a Particular User	)	

**REQUEST FOR RECONSIDERATION**

Mail Stop AF  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the final Office Action dated August 16, 2004, please enter the following response. The Examiner set a three-month period for response, thus making this Amendment due on or before **November 16, 2004**. The Commissioner is authorized to charge any fees in connection with this correspondence to Deposit Account No. 19-0733.

The Listing of Claims begins on page 2. No new amendments have been included.

The Remarks begin on page 5.